

REMARKS

Applicant thanks Examiner for indicating that claims 10, 17-18, 26, 34-35, 46, and 51-52 would be allowable if rewritten in independent form. Applicant respectfully requests reconsideration of the present case in view of the above amendments and the following remarks.

Claims 17, 34, and 51 have been canceled. Claims 53-65 have been added. Claims 1, 18, 19, 35, 37, and 52 have been amended. Claims 1-16, 18-33, 35-50, and 52-65 are currently pending. No new matter has been inserted.

Claim 1 has been amended to include the features of allowable claim 17. Claim 19 has been amended to include the features of allowable claim 34. Claim 37 has been amended to include the features of allowable claim 51. Claims 18, 35, and 52 have simply been amended to clarify their dependency.

New claim 53 is well supported by the specification. Specifically, support for the feature of "a fluorochemical, in an amount sufficient for the single ply paper product to have less than 2.00% oil pass-through according to crease testing" in new claim 53 can be found in the specification at least at page 10, lines 8-18, and at page 12, line 18, through page 13, line 14. Page 10 discloses that the paper product is fluorochemically treated so that oil resistance failure is prevented when the surface of the paper product fractures due to folding and creasing. Pages 12-13 disclose that one technique of measuring oil resistance failure is crease testing and that in an embodiment the paper product has a leak through of less than 2.00%. Support for new claim 53 can also be found in claims 1 and 17. Support for new claims 54-65 can be found in claims 2, 7-16, and 18 respectively.

Claims 1-9, 11-16, 19-25, 27-33, 36-45, and 47-50 were rejected under 35 U.S.C. § 103(a) as obvious over McDonald (USPN 5,461,216) in view of Jackson et al. (USPN 6,100,513). Applicant respectfully traverses this rejection.

In view of the amendments to independent claims 1, 19, and 37, Applicant believes this rejection is now moot. Applicant respectfully requests that this rejection be withdrawn.

Applicant further reserves the right to pursue original claims 1, 19, and 37 in a continuing application.


In view of the above amendments and remarks, Applicant respectfully requests a Notice of Allowance. If the Examiner believes a telephone conference would advance the prosecution of this application, the Examiner is invited to telephone the undersigned at the below-listed telephone number.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date: _____

7/26/05



Mark E. Deffner
Reg. No. 55,103
MED:kf

23552

PATENT TRADEMARK OFFICE